THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.No. 15234 of 2006

DATED: 25-07-2006

Between:

Koncharam Muthamma.

..Petitioner.

and

The State Election Authority, Andhra Pradesh, B.R.K.R.Bhavan, Tank Bund, Hyderabad and others.

..Respondents.

THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.No.15234 of 2006

ORDER:

Heard both the counsel.

This writ petition is filed for a writ of mandamus declaring the action of the respondents 1 to 4 in not accepting the petitioner to participate in Gram Panchayat Sarpanch elections of Gungal Village, Yacharam Mandal, R.R. District on the ground of kidnap of the petitioner as illegal and arbitrary and pass such other suitable orders.

A copy of the letter, vide LR.No.A/4100/2006, dated 24-07-2006, is placed before this Court and the same is hereby recorded. It appears that FIR in Crime No.67 of 2006 of Yacharam Police Station was registered for the offences punishable under Sections 363, 342 and 509 IPC. This Court is not inclined to express any opinion relating to the fact whether the petitioner was kidnapped or not inasmuch this is a disputed question of fact, decided at the appropriate stage. However, liberty is given to the petitioner to approach the competent Election Tribunal by way of an election petition.

With the above observation, the Writ Petition is disposed of. No costs.

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P.S.NARAYANA,J

Dated:25-07-2006
sj